IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.353 OF 2005
IN
SUMMARY SUIT NO.311 OF 2005

M/s.Hansraj D.Talpatriwala ...Plaintiff
V/s.
Jarandeshwar Sahakari Sakhar Karkhana Ltd...Defendant

Mr.L.H. Rambhia for the Plaintiff.
Mr. S.A. Sawant for the Defendant.

CORAM : S.J. VAZIFDAR, J.
DATED : 30TH NOVEMBER, 2005.

P.C. :

1. The learned counsel for both the parties are agreed to the following order :-

i). Decree on admission as prayed.

ii). However, in the event of the Defendant paying a sum of Rs.4,20,000/- in ten equal instalments of Rs.42,000/- each in the manner mentioned hereinafter, decree to be marked satisfied. In that event the Plaintiff undertakes to mark the decree satisfied, in that event the decree shall be deemed to have been satisfied. The first instalment shall

be paid on or before 10th January, 2006. The subsequent instalments shall be paid on or before 10th day of each succeeding month.

iii). In the event of any two defaults, the Plaintiff shall be entitled to execute the decree for full amount as prayed.

2. Refund as per rules.

3. The Summons for Judgment and the suit are accordingly disposed of.